



DRIPPING SPRINGS
Texas

CITY COUNCIL REGULAR MEETING
City of Dripping Springs
Council Chambers, 511 Mercer St, Dripping Springs, TX
Tuesday, March 15, 2022 at 6:00 PM

MINUTES

CALL TO ORDER AND ROLL CALL

With a quorum of the City Council present, Mayor Foulds, Jr. called the meeting to order at 6:0 p.m.

City Council Members present were:

Mayor Bill Foulds, Jr.
Mayor Pro Tem Taline Manassian
Council Member Place 2 Wade King
Council Member Place 4 April Harris Allison
Council Member Place 5 Sherrie Parks

Council Member absent was:

Council Member Place 3 Geoffrey Tahuahua

Staff, Consultants & Appointed/Elected Officials present were:

Deputy City Administrator Ginger Faught
City Attorney Laura Mueller
City Treasurer Shawn Cox
City Secretary Andrea Cunningham
Communications & Marketing Director Lisa Sullivan
DSRP Manager Emily Nelson
Emergency Management Coordinator Roman Baligad
Planning Director Howard Koontz
Senior Planner Tory Carpenter
Planning Assistant Warlan Rivera
Building Official Sarah Cole
IT Coordinator Jason Weinstock
Public Works Director Aaron Reed
Financial Advisor Chris Lane

PLEDGE OF ALLEGIANCE

Council Member Wade King led the Pledge of Allegiance.

PRESENTATION OF CITIZENS

A member of the public who desires to address the City Council regarding any item on an agenda for an open meeting may do so at presentation of citizens before an item or at a public hearing for an item during the City Council's consideration of that item. Citizens wishing to discuss matters not contained within the current agenda may do so, but only during the time allotted for presentation of citizens.

Speakers are allowed two (2) minutes to speak during presentation of citizens or during each public hearing. Speakers may not cede or pool time. Members of the public requiring the assistance of a translator will be given twice the amount of time as a member of the public who does not require the assistance of a translator to address the City Council. It is the request of the City Council that members of the public wishing to speak on item(s) on the agenda with a noticed Public Hearing hold their comments until the item(s) are presented for consideration. Speakers are encouraged to sign in. Anyone may request a copy of the City's policy on presentation of citizens from the city secretary. By law no action may be taken during Presentations of Citizens.

No one spoke during Presentation of Citizens.

PROCLAMATIONS & PRESENTATIONS

Mayor Foulds, Jr. introduced new IT Coordinator Jason Weinstock.

Mayor Foulds, Jr. presented Planning Assistant Warlan Rivera with an award for helping with IT tasks during the City Council meetings.

- 1. Proclamation of the City of Dripping Springs Proclaiming the week of April 22-30, 2022, as "International Dark Sky Week" in the City of Dripping Springs.** *Sponsors: Mayor Pro Tem Manassian and Council Member Harris Allison.*

Mayor Pro Tem Manassian read the proclamation and presented it to Sarah Cole.

CONSENT AGENDA

The following items are anticipated to require little or no individualized discussion due to their nature being clerical, ministerial, mundane or routine. In an effort to enhance the efficiency of City Council meetings, it is intended that these items will be acted upon by the City Council with a single motion because no public hearing or determination is necessary. However, a City Council Member or citizen may request separate deliberation for a specific item, in which event those items will be removed from the consent agenda prior to the City Council voting on the consent agenda as a collective, singular item. Prior to voting on the consent agenda, the City Council may add additional items that are listed elsewhere on the same agenda.

- 2. Approval of the March 1, 2022, City Council & Board of Adjustment regular meeting minutes.**
- 3. Approval of the March 8, 2022, City Council regular meeting minutes.**
- 4. Approval of the February 2022 City Treasurer's Report.**
- 5. Approval of a Memorandum of Understanding (MOU) between the Hays Office of Emergency Services and the City of Dripping Springs related to Emergency Animal Sheltering at the Dripping Springs Ranch Park Event Center.** *Sponsor: Council Member Harris-Allison*
- 6. Approval of the 2022 Rate Adjustment related to professional services provided by Bojorquez Law Firm.** *Sponsor: Mayor Foulds, Jr.*

7. **Approval of a Resolution Adopting a Water Conservation Plan for the City of Dripping Springs.** *Sponsor: Mayor Foulds, Jr.*
Filed as Resolution No. 2022-R13
8. **Approval of an amendment to the 2019 HDR Engineering Services Master Agreement and task order for additional easement acquisition services.** *Sponsor: Mayor Foulds, Jr.*
9. **Approval of an Agreement between the City of Dripping Springs and the Dripping Springs Future Farmers of America related to use of the Dripping Springs Ranch Park Event Center.**
10. **Approval of a Donation Agreement between the City of Dripping Springs and Weston Kirk related to a Native Propagation Nursery to be installed at Charro Ranch Park.** *Sponsor: Council Member Sherrie Parks.*
11. **Approval of donation of funds for Farmers Market Sponsorship Bags by Melissa A. Roberts.**

A motion was made by Council Member Parks to approve Consent Agenda Items 2 – 11. Mayor Pro Tem Manassian seconded the motion which carried unanimously 4 to 0.

BUSINESS AGENDA

12. **Presentation and consideration of approval of the City of Dripping Springs Fiscal Year 2020-2021 Audit.** *Don Allman, CPA, PC*

Don Allman presented the audit report which is on file.

A motion was made by Mayor Pro Tem Manassian to approve the City of Dripping Springs Fiscal Year 2020-2021 Audit. Council Member King seconded the motion which carried unanimously 4 to 0.

13. **Public hearing, discussion, and consideration of approval of a Sign Variance Request for Mighty Fine to exceed the maximum number of projecting signs allowed by the Master Sign Plan for Belterra Village at 166 Hargraves Dr., Suite T100, Austin, Texas, 78737.** *Applicant: Ann Lewis, Lewis Sign Builders, Inc.*

a. Applicant Presentation – Ann Lewis presented the item.

b. Staff Report – Sarah Cole presented the staff report which is on file. Staff recommends denial of the sign variance request.

c. Public Hearing – No one spoke during the Public Hearing.

d. Sign Variance Request – A motion was made by Mayor Pro Tem Manassian to deny a Sign Variance Request for Mighty Fine to exceed the maximum number of projecting signs allowed by the Master Sign Plan for Belterra Village at 166 Hargraves Dr., Suite T100, Austin, Texas, 78737. Council Member King seconded the motion which carried 3 to 1, with Council Member Parks opposed.

14. Discuss and consider approval of a Waiver Application from the temporary development moratorium for the Over Yonder Natures School. Applicant: Ron Thrower

a. Applicant Presentation – Ron Thrower presented the item.

b. Staff Report – Tory Carpenter presented the staff report which is on file.

c. Waiver Application – A motion was made by Council Member Harris-Allison to approve a Waiver Application from the temporary development moratorium for the Over Yonder Natures School. Council Member Parks seconded the motion which failed 2 to 3, with Mayor Pro Tem Manassian and Council Member King opposed and Mayor Foulds, Jr. casting the tie breaking vote in opposition.

15. Discuss and consider approval of the Appointment of members to the Comprehensive Plan and Development Code Rewrite Committee. Sponsor: Mayor Foulds, Jr.

Ginger Faught presented the staff report which is on file.

A motion was made by Council Member Parks to authorize the Mayor to fill the remaining positions on the committee. Council Member Harris-Allison seconded the motion which carried unanimously 4 to 0.

16. Update and discussion regarding Coronavirus Local Fiscal Recovery Funds (CLFRF).

Shawn Cox presented the staff report with is on file.

No action was taken on this item.

17. Discuss and consider approval of a Resolution authorizing the publication of Notice of Intention to issue Combination Tax and Surplus Revenue Certificates of Obligation, Series 2022 and other matters related thereto. Sponsor: Mayor Foulds, Jr.

Laura Mueller’s staff report is on file. Chris Lane assisted in presenting the staff report. Staff recommends approval of the resolution.

A motion was made by Mayor Pro Tem Manassian to approve a Resolution authorizing the publication of Notice of Intention to issue Combination Tax and Surplus Revenue Certificates of Obligation, Series 2022 and other matters related thereto. Council Member King seconded the motion which carried unanimously 4 to 0.

Filed as Resolution No. 2022-R14

REPORTS

Reports of Staff, Boards, Commissions, Committees, Boards and Agencies are on file and available for review upon request. The City Council may provide staff direction; however, no action may be taken.

Report is on file and available for review upon request.

18. Maintenance & Facilities Monthly Report
Craig Rice, Maintenance Director

A motion was made by Mayor Pro Tem Manassian to adjourn into Executive Session under Texas Government Code Sections 551.071, Consultation with City Attorney and 551.072, Deliberation of Real Property, and regarding Executive Session Agenda Item 19. Council Member King seconded the motion which carried unanimously 4 to 0.

EXECUTIVE SESSION AGENDA

The City Council for the City of Dripping Springs has the right to adjourn into executive session at any time during the course of this meeting to discuss any matter as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.086 (Economic Development). The City Council for the City of Dripping Springs may act on any item listed in Executive Session in Open Session or move any item from Executive Session to Open Session for action.

- 19. Consultation with City Attorney and Deliberation of Real Property regarding property acquisition related to the South Regional Water Reclamation Project.** *Consultation with City Attorney, 551.071, Deliberation of Real Property, 551.072*
- 20. Consultation with City Attorney regarding legal issues related to planning matters, wastewater capacity, comprehensive plan, and processes related to approvals.** *Consultation with City Attorney, 551.071*
- 21. Consultation with City Attorney related to the South Regional Water Reclamation Project and the litigation on the Wastewater Permit.** *Consultation with City Attorney, 551.071*

The City Council met in Executive Session from 7:08 p.m. – 7:13 p.m.

No action or vote was taken during Executive Session. Mayor Foulds, Jr., returned the meeting to Open Session at 7:13 p.m.

OPEN SESSION

A motion was made by Mayor Pro Tem Manassian to authorize staff to make final offer based on the updated appraisal for property as discussed in Executive Session. Council Member Parks seconded the motion which carried unanimously 4 to 0.

UPCOMING MEETINGS

City Council & Board of Adjustment Meetings

March 22, 2022, at 5:00 p.m. (Moratorium Waivers)

April 5, 2022, at 6:00 p.m. (CC & BOA)

April 12, 2022, at 5:00 p.m. (Moratorium Waivers)

April 19, 2022, at 6:00 p.m. (CC)

April 26, 2022, at 5:00 p.m. (Moratorium Waivers)

Board, Commission and Committee Meetings

March 17, 2022, Farmers Market Committee at 10:00 a.m.

March 22, 2022, Planning & Zoning Commission at 6:00 p.m.

March 23, 2022, Economic Development Committee at 4:00 p.m.
March 24, 2022, Emergency Management Commission at 12:00 p.m.
March 24, 2022, TIRZ No. 1 & No. 2 Board at 4:00 p.m.
March 28, 2022, Transportation Committee at 3:30 p.m.
March 28, 2022, Founders Day Commission at 6:30 p.m.
April 4, 2022, Parks & Recreation Commission at 6:00 p.m.

ADJOURN

APPROVED ON: April 5, 2022

Bill Foulds, Jr., Mayor

ATTEST:

Andrea Cunningham, City Secretary